

TOWN OF BUCKEYE
REGULAR COUNCIL MEETING MINUTES
FEBRUARY 17, 2004

Call to Order

Mayor Hull, who led the pledge of allegiance, called the meeting to order at 7:00 p.m.

Members Present: Mayor Hull, Vice Mayor Newberry, Councilman Meck,
Councilwoman Weir, Councilwoman Charman, and
Councilman Doster.

Members Absent: Councilman Urwiller.

Staff Present: Joe Blanton, Scott Ruby, Linda Garrison, Mike Carey,
Mary Saiz, Christine Dunnington, Larry Harmer,
Carroll Reynolds, Jeanine Guy and Scott Zipprich.

Comments from the Public – None.

Consent Agenda

All items with an asterisk (*) are considered to be routine and will be considered by one motion of the Council. Agenda items *3, *4, and *5A were all on the Consent Agenda. Moved by Vice Mayor Newberry, seconded by Councilwoman Weir to approve Council Agenda Items *3, *4, and *5A as presented. The motion passed unanimously.

(*3) Approved the minutes of the February 3, 2004 Council workshop and regular Council meeting as presented.

(*4) Approved the invoices due by the Town for payment.

(*5A) Adopted Resolution 04-04 authorizing the use of one facsimile signature on checks, drafts, orders for payment on money or other instruments drawn on Town of Buckeye accounts as requested by Stockmen's Bank.

Non-Consent Agenda

Ordinance 09-04 Annexation - Whitetank Holdings, L.L.C. (A03-17)

Whitetank Holdings, L.L.C. requested Council approval of the annexation of approximately 240 acres located southwest of the intersection of Bethany Home Road and Jackrabbit Trail. Moved by Councilman Meck, seconded by Vice Mayor Newberry to adopt Ordinance 09-04 increasing the corporate limits of the Town of Buckeye and read by title only. The motion passed unanimously.

Ordinance 10-04 Rezoning – Whitetank Holdings, L.L.C. (RZ03-274)

Whitetank Holdings, L.L.C. requested Council approval rezoning an area southwest of the intersection of Bethany Home Road and Jackrabbit Trail from RR to PC. Moved by Councilman Meck, seconded by Vice Mayor Newberry to adopt Ordinance 10-04 amending the Land Use District Map of the Town of Buckeye in an area southwest of the intersection of Bethany Home Road and Jackrabbit Trail from RR, Rural Residential Land Use District to PC, Planned Community Land Use District and read by title only. The motion passed unanimously.

Ordinance 11-04 Annexation – Right of Way Lower Buckeye Road

Staff requested the consent of the Maricopa County Board of Supervisors' for the Town to annex a portion of Miller Road Right-of-Way from Lower Buckeye Road to the Roosevelt Canal. Moved by Councilwoman Weir, seconded by Councilwoman Charman to request the consent of the Maricopa Board

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of Supervisors' for the Town to annex a portion of Miller Road right-of-way from Lower Buckeye Road to the Roosevelt Irrigation Canal and read by title only. The motion passed unanimously.

Resolution 05-04 Licensing Agreement with Qwest Broadband Services, Inc.

The Town Manager requested Council table this item as Quest as not had time to respond to the comments from the Town Attorney. Moved by Vice Mayor Newberry, seconded by Councilman Meck to table Resolution 05-04. The motion passed unanimously.

Sundance Development Conveyance and Acceptance Agreement

Staff reported that the Sundance Development Conveyance and Acceptance Agreement had been reviewed by the Town Attorney and sent back to Sundance for their comments. At this time there may be some minor changes to the agreement. Chris Schmaltz, Town Attorney, stated that at this time the Council can either allow additional time for a final document or authorize the Town Attorney to review any changes made and finalize the agreement. Moved by Vice Mayor Newberry, seconded by Councilman Meck to accept the conveyance and acceptance agreement subject to the Town Attorney review and no major changes to the agreement. The motion passed unanimously.

Award of Architectural Firm for the Remodel of the Police Facilities

Staff requested Council award the architectural firm for the remodel of the police facilities at 607 E. Centre, Lower Campus. Moved by Councilman Meck, seconded by Councilwoman Weir to award the architectural firm for the remodel of the police facilities at 607 E. Centre, Lower Campus to Architectural Resource Team, Inc. (ART) and to authorize staff to negotiate the contract. The motion passed unanimously.

Increase in Scope of Work for the Economic Development Department

Moved by Vice Mayor Newberry, seconded by Councilwoman Weir to approve the Economic Development Department's request to increase the scope of work at the Chamber building to include replacing a door, replacing carpet and paint the area that the Chamber of Commerce occupies in the amount of \$5,866. The motion passed Mayor Hull, Vice Mayor Newberry, Councilwoman Weir, Councilwoman Charman, Councilman Doster voting "Aye", Councilman Meck abstaining due to conflict of interest.

Smith/Woods Contracting CM@Risk for the Library Addition

Moved by Vice Mayor Newberry, seconded by Councilwoman Weir to enter into a contract with Smith/Woods Contracting for Construction Manager at Risk preconstruction design-phase services for the Buckeye Recreation Center and the addition to the Buckeye Library in the amount of \$8,000. The motion passed unanimously.

Town Manager's Report

The Town Manager reported on the following items:

1. On Friday, February 13, 2004, Gary Martin, Fleet Director, was taken to Good Samaritan Hospital and is in intensive care.
2. On Wednesday, February 18, 2004 the Town's CDBG project will be presented to the CDAC Committee.
3. Arizona Department of Environmental Quality has postponed the landfill open house that was scheduled for Thursday, February 19th to Monday, February 23rd.
4. The Desert Sun Communications is hosting a candidate forum on Thursday, February 19th at 6:00 p.m. at the Community Center.
5. There will be a Sundance Community Facilities District meeting immediately following the Council meeting tonight.

Comments from the Mayor and Council

Vice Mayor Newberry stated he will be attending the CDAC meeting on February 18, 2004.

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Mayor Hull thanked all those who assisted the community build project for new playground equipment at Kell Park.

Adjournment

There being no further business to come before the Council, moved by Vice Mayor Newberry, seconded by Councilwoman Charman to adjourn (7:27 p.m.). The motion passed unanimously.

Dustin Hull, Mayor

ATTEST:

Linda Garrison, Town Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the Council meeting held on the 17th day of February 2004. I further certify that the meeting was duly called and that a quorum was present.

Dustin Hull, Mayor